

## **EXAMINER'S AMENDMENT**

### ***Allowable Subject Matter***

Claims 26, and 28-54 are allowed.

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Michael I. Stewart on 10/13/09.

The application has been amended as follow as:

### **IN THE CLAIMS:**

In Claim 26, at line 14, delete the term "permeate", and insert -- the permeate to form a diafiltration solution --.

In Claim 26, at line 20, after "supernatant", insert -- as said canola protein isolate --.

In Claim 26, at line 21, delete the term "about".

In Claim 34, at line 2, after "1 wt%", insert -- of the diafiltration solution --.

In Claim 37, at line 2, after the first "dried", insert -- to form a dried canola protein, --.

In Claim 42, at line 1, delete the term "39", and insert -- 41 --.

In Claim 45, at line 2, after "1wt%", insert -- of the diafiltration solution --.

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Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Qiuwen Mi whose telephone number is 571-272-5984. The examiner can normally be reached on 8 to 5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Terry McKelvey can be reached on 571-272-0775. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

QM

/Michele Flood/  
Primary Examiner, Art Unit 1655